

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
WRIT PETITION NO. 3120 OF 2005

PETITIONER:

Vishnu Prasad, aged about 55 years, son of Late Jhalosai, resident of Category-III, Kumda Mines, SECL, Vishrampur Region, District Koriya (Chhattisgarh).

VS**RESPONDENTS**

1. South Eastern Coalfields Ltd., through the Chairman cum Managing Director Seepat Road, Bilaspur (Chhattisgarh).

2. The Chief General Manager, South Eastern Coalfields Ltd., Vishrampur Region, District Koriya (Chhattisgarh).

3. The Personnel Manager, South Eastern Coalfields Ltd., Vishrampur Region, District Koriya (Chhattisgarh).

P.R. No. 3233/05
 Presented by Shri. Seepat Singh B. Prasad
 dated 11/7/05



WRIT PETITION UNDER ARTICLE 226 & 227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF AN
APPROPRIATE WRIT IN THE NATURE OF MANDAMUS
/CERTIORARI ETC OR DIRECTION(S) / ORDER(S) IN
THE LIKE NATURE ETC.

मामला क्रमांक W.P.No. 3120/2005 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>27.7.2005</u> <u>I.A.No.6162/2005 :-</u> This is an application of urgent hearing. The matter is taken up on Board. The application stands disposed of. <u>W.P.No. 3120/2005 :-</u> Heard Ms. Sharmila Singhai, counsel for the petitioner and Shri P.S.Koshy, Advocate for respondents No. 1,2 & 3 on advance copy. By way of this writ petition, filed under Article 226/227 of the Constitution of India, the petitioner has prayed for correction of his date of birth and for giving consequential service benefits according to the corrected date of birth. Earlier to this petition another petition bearing W.P.No.3178/2003 was filed by the petitioner before this Court, in which this Court passed an order dated 7.6.2004 and directed as follows : <i>"Having considered the facts and circumstances of the case and material on record, the matter be referred to the Age determination Committee by the respondent and the said Committee shall proceed in the matter in accordance with law as expeditiously as possible".</i> Learned counsel for the petitioner submits that after passing of this order on 7.6.2004, the petitioner was called by the management before the age determination committee and the age determination committee has considered the case of the petitioner,	

मामला क्रमांक W.P.No. 3120/2005 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	but the result of the said committee has not been communicated to him so far. In the facts and circumstances of the case, in the opinion of this Court, the ends of justice would be served if a direction would be issued to the respondents to communicate the decision of the age determination committee to the petitioner. It is directed that if the case of the petitioner has been examined by the age determination committee, as per the direction of this Court, the concerned authority shall communicate the decision of the committee to the petitioner within a period of 15 days from the date of filing of a certified copy of this order before the said authority. It is also directed that if the earlier order passed by this Court has not been complied with so far, then the committee shall comply with the aforesaid order and then only the decision shall be communicated to the petitioner but in that case, the said communication will be sent to him within a period of 1 month from the date of filing of certified copy of this order. With the aforesaid directions, the petition stands finally disposed of. Needles to say that the decision of the age determination committee shall follow its own course for deciding the case of the petitioner regarding his service benefits.	

Sd/-
Sunil Kumar Sinha
Judge

Sunita

4.8.05